

UNITED STATES DISTRICT COURT  
FOR THE  
DISTRICT OF VERMONT

HARLAND CANTIN,  
DOROTHY CANTIN,  
Plaintiffs

v.

NATURE CONSERVANCY,  
ROBERT BENT, CHARLES HICKEY,  
KRISTINA MICHELSEN,  
Defendants

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File No. 1:06-CV-218

**ORDER**

The Magistrate Judge's Report and Recommendation was filed April 9, 2007 (Paper 38). After de novo review and over objection, the Report and Recommendation is AFFIRMED, APPROVED and ADOPTED. See 28 U.S.C. § 636(b)(1). Defendants' motions to dismiss (Papers 13, 22 and 23) are GRANTED. Plaintiffs shall be allowed 30 days from the date of this Order to file an amended complaint. Failure to file a properly amended complaint may result in the dismissal of this case.

Plaintiffs' motion for summary judgment (Paper 7) is DENIED as premature.

SO ORDERED.

Dated at Brattleboro, in the District of Vermont, this 1<sup>st</sup> day of May, 2007.

/s/ J. Garvan Murtha  
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J. Garvan Murtha  
United States District Judge